

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 2959**  
Masaru YAMAOKA et al. : **Mail Stop: PCT**  
Serial No. 10/562,016 : Attorney Docket No. 2005\_2002A  
Filed December 23, 2005 :  
PROGRAM RESERVATION-AND- :  
RECORDING APPARATUS, :  
INFORMATION-PROVIDING SERVER, :  
PROGRAM RESERVATION- :  
INFORMATION MANAGEMENT SERVER, :  
PROGRAM RECEPTION APPARATUS, AND :  
PROGRAM RESERVATION-AND- :  
RECORDING SYSTEM :  
[Corresponding to PCT/JP2004/011209  
Filed July 29, 2004]

**REPLY TO NOTIFICATION OF MISSING REQUIREMENTS**  
**UNDER 35 USC 371**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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ACCOUNT NO. 23-0975

Sir:

In response to the PTO Notification of Missing Requirements Under 35 USC 371 dated May 19, 2006, submitted herewith is a Declaration for the above application executed by the inventors.

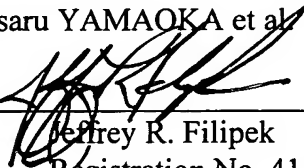
Also enclosed are the PTO surcharge of **\$130.00** required by 37 CFR 1.492(e), and a copy of the PTO notice.

It is respectfully submitted that the application is now complete, and early indication thereof is now requested.

Respectfully submitted,

Masaru YAMAOKA et al.

By

  
Jeffrey R. Filipek  
Registration No. 41,471  
Attorney for Applicants

JRF/fs  
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June 14, 2006



## UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/562,016	Masaru Yamaoka	2005_2002A

INTERNATIONAL APPLICATION NO.	
PCT/JP04/11209	
I.A. FILING DATE	PRIORITY DATE
07/29/2004	08/04/2003

513  
 WENDEROTH, LIND & PONACK, L.L.P.  
 2033 K STREET N. W.  
 SUITE 800  
 WASHINGTON, DC 20006-1021

CONFIRMATION NO. 2959

371 FORMALITIES LETTER



\*OC000000018866314\*

Date Mailed: 05/19/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/23/2005
- Copy of the International Search Report filed on 12/23/2005
- Copy of IPE Report filed on 12/23/2005
- Preliminary Amendments filed on 12/23/2005
- Information Disclosure Statements filed on 12/23/2005
- Oath or Declaration filed on 12/23/2005
- Request for Immediate Examination filed on 12/23/2005
- U.S. Basic National Fees filed on 12/23/2005
- Priority Documents filed on 12/23/2005
- Specification filed on 12/23/2005
- Claims filed on 12/23/2005
- Abstracts filed on 12/23/2005
- Drawings filed on 12/23/2005

RECEIVED  
 MAY 22 2006  
 WENDEROTH, LIND & PONACK

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath

or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/562,016	PCT/JP04/11209	2005_2002A

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SERVER, PROGRAM RESERVATION- :  
INFORMATION MANAGEMENT SERVER, :  
PROGRAM RECEPTION APPARATUS, AND :  
PROGRAM RESERVATION-AND-RECORDING :  
SYSTEM :  
[Corresponding to PCT/JP2004/011209  
Filed July 29, 2004]

**PATENT OFFICE FEE TRANSMITTAL FORM**

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Sir:

Attached hereto is a check in the amount of \$130.00 to cover Patent Office fees relating to filing the following attached papers:

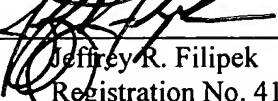
Late filing of executed Declaration ..... \$130.00

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

*The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.*

Respectfully submitted,

Masaru YAMAOKA et al.

By   
Jeffrey R. Filipek  
Registration No. 41,471  
Attorney for Applicants

06/15/2005 09:05:11 00000113 1035E016

01 FC:1617

130.00 07

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June 14, 2006

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## CHANGE OF CORRESPONDENCE ADDRESS Application

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Application Number	10/562,016
Filing Date	December 23, 2005
First Named Inventor	Masaru YAMAOKA et al.
Art Unit	
Examiner Name	
Attorney Docket Number	2005_2002A

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I am the:

- ☐ Applicant/Inventor
- ☐ Assignee of record of the entire interest.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
- ☒ Attorney or agent of record. Registration Number 41,471
- ☐ Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number \_\_\_\_\_

Signature

Typed or Printed  
Name

Jeffrey R. Filipek

Date June 14, 2006

Telephone

202-721-8200

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ \*Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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